

Re: PCT/PTO 03 FEB 2005

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From the INTERN

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NAB BERG

10/523412

15. März 2004

Gewerblicher
Rechtsschutz

NOTICE INFORMING THE APPLICANT OF THE
COMMUNICATION OF THE INTERNATIONAL
APPLICATION TO THE DESIGNATED OFFICES

(PCT Rule 47.1(c), first sentence)

To:

WILD, Robert
c/o ALTANA Pharma AG
Byk-Gulden-Strasse 2
78467 Konstanz
ALLEMAGNE

Date of mailing (day/month/year)

04 March 2004 (04.03.2004)

Applicant's or agent's file reference:

1128WOORD02

IMPORTANT NOTICE

International application No.

PCT/EP2003/008675

International filing date (day/month/year)

06 August 2003 (06.08.2003)

Priority date (day/month/year)

10 August 2002 (10.08.2002)

Applicant

ALTANA PHARMA AG et al

1. Notice is hereby given that the International Bureau has communicated, as provided in Article 20, the international application to the following designated Offices on the date indicated above as the date of mailing of this notice:

AU, CN, CO, DZ, EP, JP, KR, MK, US

In accordance with Rule 47.1(c), third sentence, those Offices will accept the present notice as conclusive evidence that the communication of the international application has duly taken place on the date of mailing indicated above and no copy of the international application is required to be furnished by the applicant to the designated Office(s).

2. The following designated Offices have waived the requirement for such a communication at this time:

AE, AL, BA, BR, CA, EA, EC, GE, HR, ID, IL, IN, IS, LT, LV, MA, MX, NO, NZ, PH, PL, SG, TN, UA, VN, YU, ZA, ZW

The communication will be made to those Offices only upon their request. Furthermore, those Offices do not require the applicant to furnish a copy of the international application (Rule 49.1(a-bis)).

3. Inclosed with this notice is a copy of the international application as published by the International Bureau on 04 March 2004 (04.03.2004) under No. WO 2004/018457 X

4. **TIME LIMITS** for filing a demand for international preliminary examination and for entry into the national phase

The applicable time limit for entering the national phase will, subject to what is said in the following paragraph, be 30 MONTHS from the priority date, not only in respect of any elected Office if a demand for international preliminary examination is filed before the expiration of 19 months from the priority date, but also in respect of any designated Office, in the absence of filing of such demand, where Article 22(1) as modified with effect from 1 April 2002 applies in respect of that designated Office. For further details, see *PCT Gazette* No. 44/2001 of 1 November 2001, pages 19926, 19932 and 19934, as well as the *PCT Newsletter*, October and November 2001 and February 2002 issues.

In practice, time limits other than the 30-month time limit will continue to apply, for various periods of time, in respect of certain designated or elected Offices. For regular updates on the applicable time limits (20, 21, 30 or 31 months, or other time limits), Office by Office, refer to the *PCT Gazette*, the *PCT Newsletter* and the *PCT Applicant's Guide*, Volume II, National Chapters, all available from WIPO's Internet site, at <http://www.wipo.int/pct/en/index.html>.

For filing a demand for international preliminary examination, see the *PCT Applicant's Guide*, Volume IA, Chapter IX. Only an applicant who is a national or resident of a PCT Contracting State which is bound by Chapter II has the right to file a demand for international preliminary examination (at present, all PCT Contracting States are bound by Chapter II).

It is the applicant's sole responsibility to monitor all these time limits.

BEST AVAILABLE COPY

The International Bureau of WIPO
34, chemin des Colombettes

PCT/IB/308

Authorized officer

Christopher Bailey, Carlos Ray